

**PATENT**

Attorney Docket No. 39209

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: TURNER ET AL.

Group Art Unit: 2666

Application No. 09/705,450

Examiner: SCHEIBEL, ROBERT C

Confirmation No. 7885

Filed: November 2, 2000

For: METHOD AND APPARATUS FOR  
CONTROLLING INPUT RATES WITHIN A  
PACKET SWITCHING SYSTEM

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown with sufficient postage as first class mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner For Patents, PO Box 1450, Alexandria VA 22313-1450, or being facsimile transmitted to the USPTO, 571-273-2885 on October 11, 2005.

  
Kirk D. Williams, Esq.

Oct 11, 2005

**COMMENTS ON SUPPLEMENTAL NOTICE OF ALLOWABILITY MAILED OCTOBER 4, 2005**

Mail Stop ISSUE FEE  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Supplemental Notice of Allowability mailed October 4, 2005, Applicants respectfully suggest that the new numbering of claims creates several problems as, for example, allowed claim 10 (renumbered as 9) depends from allowed claim 4 (renumbered claim 1), with other intervening claims from different claim sets - e.g., allowed independent claim 7 (renumbered claim 6) and allowed independent claim 8 (renumbered claim 3).

Applicants respectfully suggest that allowed claims 2-39 be renumbered and issue as claims: 2, 8, 1, 3, 4, 6, 7, 9, 5 and 10-38, respectively, rather than listed on the Supplemental Notice of Allowability. Applicants believe no fee is due in connection with this paper, however, the Commissioner is hereby authorized to charge any fee associated with this paper to Deposit Account No. 501430.

Date: October 11, 2005

By

  
Kirk D. Williams, Reg. No. 42,229

One of the Attorneys for Applicants

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Oct 11, 2005